



11/29 #7
Receipt 2106
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of)

Limor Schweitzer et al.)

Application No. 09/935,129)

Filed: August 21, 2001)

For: SYSTEM, METHOD AND COMPUTER)
PROGRAM PRODUCT FOR REPORTING IN A)
NETWORK-BASED FILTERING AND)
AGGREGATING PLATFORM)

Examiner: Unassigned

Art Unit: 2155

Attorney Docket No.: XACTP014A

Date: November 14, 2002

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on November 14, 2002.

Signed: _____

Erica L. Farlow

REQUEST FOR CORRECTED FILING RECEIPT

Commissioner for Patents

Box: Initial Patent Examination's

Customer Service Center

Washington, D.C. 20231

Sir:

As a follow up to our previous request for a corrected filing receipt filed October 25, 2002 and requests made by USPTO administrators, enclosed is a copy of the filing receipt for the above-identified patent application along with a copy of the petition to add the inventor from the parent application that was granted April 16, 2002. See appendix A. Please reprint the filing receipt as follows and mail the corrected copy to the undersigned.

Please add "Tal Givoly, Cupertino, CA" as the third inventor.

The Commissioner is authorized to charge any fees that may be due to Deposit Account 50-1351 (Order No.XACTP014A).

Respectfully submitted,
Silicon Valley IP Group, LLC

Kevin J. Zilka
Reg. No. 41,429

P.O. Box 721120
San Jose, CA 95172-1120
(408) 971-2573

Attorney Docket No. XACTP014A

COPY

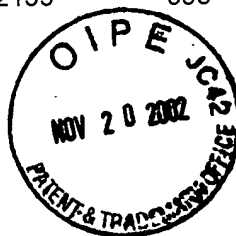


UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/935,129	08/21/2001	2155	395	XACTP014A	7	18	4

Silicon Valley IP Group
P.O. Box 721120
San Jose, CA 95172-1120



CONFIRMATION NO. 9608

FILING RECEIPT



OC000000006540847

Date Mailed: 09/10/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. **If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).**

Applicant(s)

Limor Schweitzer, Tel-Aviv, ISRAEL;
Eran Wagner, Cupertino, CA;
Tal Givoly, Cupertino, CA

Domestic Priority data as claimed by applicant

THIS APPLICATION IS A CON OF 09/442,876 11/18/1999
WHICH CLAIMS BENEFIT OF 60/066,898 11/20/1997
AND CLAIMS BENEFIT OF 60/109,095 11/19/1998

Foreign Applications

If Required, Foreign Filing License Granted 09/07/2001

Projected Publication Date: 12/20/2001

Non-Publication Request: No

Early Publication Request: No

** SMALL ENTITY **

Title

System, method and computer program product for reporting in a network-based filtering and aggregating platform

Preliminary Class



UNITED STATES PATENT AND TRADEMARK OFFICE

APPENDIX A

COPY

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20590
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/442,876	11/18/1999	LIMOR SCHWEITZER	19623-705	6498

28875 7590 04/16/2002

SILICON VALLEY INTELLECTUAL PROPERTY GROUP
P.O. BOX 721120
SAN JOSE, CA 95172-1120

EXAMINER

WILEY, DAVID ARMAND

ART UNIT	PAPER NUMBER
----------	--------------

2158

DATE MAILED: 04/16/2002

17

Please find below and/or attached an Office communication concerning this application or proceeding.



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
-----------------	-------------	----------------------	---------------------

09/442,876

EXAMINER

ART UNIT	PAPER NUMBER
----------	--------------

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

This is a decision on the petition, filed 11/26/2001,
to correct inventorship under 37 CFR 1.48

The petition is granted.

The application has been amended to add

Tal Givoly as a newly named inventor

Appendix A has been canceled and will not be
printed because it fails to meet

DAVID WILEY
PRIMARY EXAMINER

* the criteria for a proper appendix.

COPY

PATENT

Practitioner's Docket No. XACTP014

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: L. Schewitzer et al.

Application No.: 09/442,876

Filed: 11/18/1999

For: NETWORK ACCOUNTING AND BILLING SYSTEM AND METHOD

Group No.: 2155

Examiner: Wiley, D.

Commissioner for Patents
Washington, D.C. 20231

AMENDMENT, PETITION AND FEE TO DELETE AND/OR ADD TO ORIGINAL ERRONEOUSLY NAMED OR NOT NAMED INVENTOR(S) IN DECLARATION--NONPROVISIONAL APPLICATION--(37 C.F.R. section 1.48(a))

1. This amendment and petition is to correct the incorrect original naming of inventor(s) in the declaration under 37 C.F.R. section 1.48(a) as set forth and filed on May 9, 2000.

2. Addition and/or Deletion of Inventor(s)

Add the following previously unnamed person(s) as inventor(s) of this application: Tal Givoly

3. Attachments

Attached is:

- (a) A statement from each person being added as an inventor that the error in inventorship occurred without deceptive intention on his or her part. 37 C.F.R. section 1.48(a)(1).
- (b) A declaration by each of the actual inventor(s) as required by 37 C.F.R. section 1.63 (or as permitted by sections 1.42, 1.43, OR 1.47). 37 C.F.R. section 1.48(a)(2).
- (c) Written consent of the assignee. 37 C.F.R. section 1.48(a)(4).

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. section 1.8(a))

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

- ☐ deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Date: 11/26/2001

FACSIMILE

- ☒ transmitted by facsimile to the Patent and Trademark Office. (703)-305-3719

Erica L. Mann
Signature

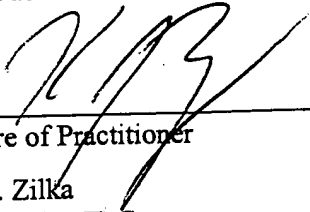
Erica L. Mann
(type or print name of person certifying)

4. Fee Payment (37 C.F.R. section 1.17(i))

The fee required by 37 C.F.R. section 1.17(i) is paid as follows:

The Commissioner is Authorized to charge Deposit Account No. 50-1351 (Order No. XACTP014) for the required fee of \$130.00. The Commissioner is also authorized to charge any fee deficiency or credit any overpayment to said account.

Reg. No.: 41,429
Tel. No.: 408-971-2573
Customer No.: 28875



Signature of Practitioner

Kevin J. Zilka
Silicon Valley IP Group
P.O. Box 721120
San Jose, CA 95172-1120

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: L. Schweitzer et al.

Application No.: 09/442,876

Group No.: 2155

Filed: 11/18/1999

Examiner: Wiley, D.

For: NETWORK ACCOUNTING AND BILLING SYSTEM AND METHOD

Commissioner for Patents
Washington, D.C. 20231

STATEMENT UNDER 37 C.F.R. section 3.73(b)
ESTABLISHING RIGHT OF ASSIGNEE TO TAKE ACTION

1. The assignee(s) of the entire right, title and interest hereby seek(s) to take action in the PTO in this matter.

CERTIFICATION UNDER 37 C.F.R. § 1.8(a) and 1.10*
(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional)

I hereby certify that, on the date shown below, this correspondence is being:

- ☐ deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner of Patents, Washington D.C. 20231
37 CFR 1.8a
- ☐ with sufficient postage as first class mail.
- ☐ as "Express Mail Post Office to Addressee" Mailing Label
37 CFR 1.10
No. _____
- ☒ facsimile transmitted to the Patent and Trademark Office, 703 TRANSMISSION 305-3719

Date: November 26, 2001

Erica L. Mann
Signature

Erica L. Mann
Type or print name of person certifying

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

IDENTIFICATION OF ASSIGNEE

2. Name of assignee: XACCT Technologies
Type of assignee: Corporation

PERSON AUTHORIZED TO SIGN

3. Name of person authorized to sign on behalf of assignee: Rick Van Hoesen
Title of person authorized to sign: Vice President and Chief Financial Officer

I, the person signing below, state that I am empowered to sign this statement on behalf of the assignee.

BASIS OF ASSIGNEE'S INTEREST

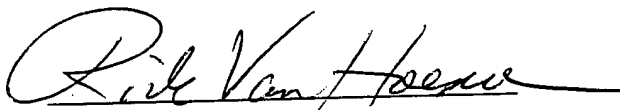
Ownership by the assignee is established as follows:

A.

1. An assignment from the inventor(s) of the matter identified above, which was recorded in the PTO at Reel 010788, Frame 0023.

11/15/01

Date



Rick Van Hoesen

Vice President and Chief Financial Officer
XACCT Technologies

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: L. Schweitzer et al.
Application No.: 09/442,876
Filed: 11/18/1999
For: NETWORK ACCOUNTING AND BILLING SYSTEM AND METHOD

Group No.: 2155
Examiner: Wiley, D.

Commissioner for Patents
Washington, D.C. 20231

DECLARATION UNDER 37 C.F.R. SECTION 1.48(A)(1)

1. My name is Limor Schweitzer. I reside at 2900 Lakeside Drive, Santa Clara, California 95054.
2. I am an inventor of the patent application entitled NETWORK ACCOUNTING AND BILLING SYSTEM AND METHOD, that was filed on November 18, 1999 under serial number 09/442,876.
3. I, the person signing below, hereby state that the error in omitting Tal Givoly as an inventor of the patent application of item 2 occurred by error, without deceptive intent.

16-Nov-2001

Date



Limor Schweitzer

Practitioner's Docket No. XACTP014

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of L. Schweitzer et al.
Application No.: 09/442,876
Filed: 11/18/1999
For: NETWORK ACCOUNTING AND BILLING SYSTEM AND METHOD

Group No.: 2155
Examiner: Wiley, D.

Commissioner for Patents
Washington, D.C. 20231

DECLARATION UNDER 37 C.F.R. SECTION 1.48(A)(1)

970 Terrace Dr., LOS ALTOS, CA, 94024
20677 Forge Way, Apt. 217, Cupertino, California 95014

1. My name is Eran Wagner. I reside at 20677 Forge Way, Apt. 217, Cupertino, California 95014.
2. I am an inventor of the patent application entitled NETWORK ACCOUNTING AND BILLING SYSTEM AND METHOD, that was filed on November 18, 1999 under serial number 09/442,876.
3. I, the person signing below, hereby state that the error in omitting Tal Givoly as an inventor of the patent application of item 2 occurred by error, without deceptive intent.

11/21/01
Date


Eran Wagner

Practitioner's Docket No. XACTP014

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: L. Schweitzer et al.

Application No.: 09/442,876

Filed: 11/18/1999

Group No.: 2155

Examiner: Wiley, D.

For: NETWORK ACCOUNTING AND BILLING SYSTEM AND METHOD

Commissioner for Patents
Washington, D.C. 20231

DECLARATION UNDER 37 C.F.R. SECTION 1.48(A)(1)

1. My name is Tal Givoly. I reside at 10141 Orange Avenue, Cupertino, California 95014.
2. I am an inventor of the patent application entitled NETWORK ACCOUNTING AND BILLING SYSTEM AND METHOD, that was filed on November 18, 1999 under serial number 09/442,876.
3. I, the person signing below, hereby state that the error in omitting myself as an inventor of the patent application of item 2 occurred by error, without deceptive intent.

11/15/01
Date

Tal Givoly
Tal Givoly

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: L. Schweitzer et al.

Application No.: 09/442,876

Group No.: 2155

Filed: 11/18/1999

Examiner: Wiley, D.

For: NETWORK ACCOUNTING AND BILLING SYSTEM AND METHOD

Commissioner for Patents
Washington, D.C. 20231

ASSENT OF ASSIGNEE TO CORRECTION
AND/OR ADDITION OF INVENTOR(S)

Name of Assignee:

XACCT Technologies

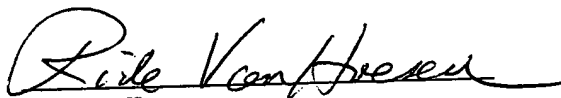
Address of Assignee:

2900 Lakeside Drive, Suite 100
Santa Clara, CA 95054

Assignment was recorded on May 12, 2000 at, Reel 010788 and Frame 0023.
A copy of the Recorded Assignment is attached.

RIGHT OF ASSIGNEE TO TAKE ACTION

A STATEMENT UNDER 37 C.F.R. section 3.73(b) is attached.



Rick Van Hoesen
Vice President and Chief Financial Officer
XACCT Technologies

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8(a))


I hereby certify that, on the date shown below, this correspondence is being:

MAILING

- ☐ deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

FACSIMILE

- ☒ transmitted by facsimile to the Patent and Trademark Office. (703) 305-3719


Signature

Date: 11/26/2000

Erica L. Mann
(type or print name of person certifying)

DECLARATION FOR ORIGINAL U.S. PATENT APPLICATION

Attorney's Docket No. XACTP014

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:
NETWORK ACCOUNTING AND BILLING SYSTEM AND METHOD, the specification of which.

- (check one)
1. ☐ is attached hereto.
2. ☒ was filed on November 18, 1999 as
U.S. Application Serial No. 09/442,876
and was amended on September 19, 2001
3. ☐ was filed on _____ as
International PCT Application Serial No. _____
and was amended on _____

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, CFR § 1.56.

I hereby claim foreign priority benefits under Title 35, United States code, § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

PCT/US98/24963
(Appl. No.)

PCT
(Country)

11/20/1998
(Filing Date)

Priority Benefits Claimed?
☒ Yes ☐ No

(Appl. No.)

(Country)

(Filing Date)

☐ Yes ☐ No

(Appl. No.)

(Country)

(Filing Date)

☐ Yes ☐ No

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

60/066,898
(Application Serial No.)

11/20/1997
(Filing Date)

60/109,095
(Application Serial No.)

11/19/1998
(Filing Date)

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

DECLARATION FOR ORIGINAL U.S. PATENT APPLICATION

Attorney's Docket No. XACTP014

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

NETWORK ACCOUNTING AND BILLING SYSTEM AND METHOD, the specification of which,

(check one)

1. ☐ is attached hereto.

2. ☒ was filed on November 18, 1999 ⁸⁵
 U.S. Application Serial No. 09/442,876
 and was amended on September 19, 2001

3. ☐ was filed on _____ ⁸⁵
 International PCT Application Serial No. _____
 and was amended on _____

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Prior Foreign Application(s)

PCT/US98/24963

(Appl. No.)

PCT

(Country)

11/20/1998

(Filing Date)

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☒ Yes ☐ No

(Appl. No.)

(Country)

(Filing Date)

☐ Yes ☐ No

(Appl. No.)

(Country)

(Filing Date)

☐ Yes ☐ No

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60/066,898

(Application Serial No.)

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60/109,095

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11/19/1998

(Filing Date)

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Prior U.S. Application(s)

_____ (Application Serial No.)	_____ (Filing Date)	_____ (Status - patented, pending, abandoned)
-----------------------------------	------------------------	--

_____ (Application Serial No.)	_____ (Filing Date)	_____ (Status - patented, pending, abandoned)
-----------------------------------	------------------------	--

Send Correspondence To:

Silicon Valley IP Group
P.O. BOX 721120
San Jose, California 95172-1120

Direct Telephone Calls To:

Kevin Zilka at telephone number (408) 971-2573

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Typewritten Full Name of
Sole or First Inventor:Limor Schweitzer

Citizenship:

Israel

Inventor's signature:

Date of Signature:

Residence:

(City)

Santa Clara

(State/Country)

CA /USA

Post Office Address:

2900 Lakeside Drive, Santa Clara, California 95054Typewritten Full Name of
Joint or Second Inventor:Eran Wagner

Citizenship:

US

Inventor's signature:

Date of Signature:

11/21/01

Residence:

(City)

Cupertino, LOS-ALTOS

(State/Country)

CA /USA

Post Office Address:

970 Terrace Dr., LOS-ALTOS, CA, 9402420577 Foma Way, Apt. 217, Cupertino, California 95014Typewritten Full Name of
Joint or third Inventor:Tal Givoly

Citizenship:

Israel

Inventor's signature:

Date of Signature:

Residence:

(City)

Cupertino

(State/Country)

CA /USA

Post Office Address:

10141 Orange Avenue, Cupertino, California 95014

DECLARATION FOR ORIGINAL U.S. PATENT APPLICATION

Attorney's Docket No. XACTP014

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My residence, post office address and citizenship are as stated below next to my name.

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: NETWORK ACCOUNTING AND BILLING SYSTEM AND METHOD, the specification of which,

(check one)

1. ☐ is attached hereto.

2. ☒ was filed on November 18, 1999 as
U.S. Application Serial No. 09/442,876
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3. ☐ was filed on _____ as
International PCT Application Serial No. _____
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I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

PCT/US98/24963
(Appl. No.)

PCT
(Country)

11/20/1998
(Filing Date)

Priority Benefits Claimed?

☒ Yes ☐ No

(Appl. No.)

(Country)

(Filing Date)

☐ Yes ☐ No

(Appl. No.)

(Country)

(Filing Date)

☐ Yes ☐ No

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(Application Serial No.)

11/19/1998
(Filing Date)

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Prior U.S. Application(s)

_____ (Application Serial No.)	_____ (Filing Date)	_____ (Status - patented, pending, abandoned)
_____ (Application Serial No.)	_____ (Filing Date)	_____ (Status - patented, pending, abandoned)

Send Correspondence To:

Silicon Valley IP Group
P.O. BOX 721120
San Jose, California 95172-1120

Direct Telephone Calls To:

Kevin Zilka at telephone number (408) 971-2573

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Typewritten Full Name of
Sole or First Inventor: Limor Schweitzer Citizenship: Israel

Inventor's signature: _____ Date of Signature: _____

Residence: (City) Santa Clara (State/Country) CA /USA

Post Office Address: 2900 Lakeside Drive, Santa Clara, California 95054

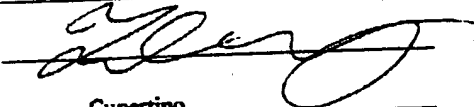
Typewritten Full Name of
Joint or Second Inventor: Eran Wagner Citizenship: US

Inventor's signature: _____ Date of Signature: _____

Residence: (City) Cupertino (State/Country) CA /USA

Post Office Address: 20677 Forge Way, Apt. 217, Cupertino, California 95014

Typewritten Full Name of
Joint or third Inventor: Tal Givoly Citizenship: Israel

Inventor's signature:  Date of Signature: 11/15/01

Residence: (City) Cupertino (State/Country) CA /USA

Post Office Address: 10141 Orange Avenue, Cupertino, California 95014